



4410-15

NOTICE

DEPARTMENT OF JUSTICE

Notice Of Lodging Of Proposed Consent Decree Under The Clean Air Act

On May 14, 2015, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Central District of Illinois in the lawsuit entitled *United States v. Enviro-Safe Refrigerants, Inc.*, Civil Action No. 1:15-cv-1196.

The United States of America, on behalf of the United States Environmental Protection Agency (“EPA”), filed a claim against Defendant Enviro-Safe Refrigerants, Inc. (“Enviro-Safe”) to obtain injunctive relief and civil penalties pursuant to Clean Air Act Sections 113 and 612, and the Significant New Alternatives Policy program regulations promulgated at 40 C.F.R. Part 82, Subpart G §§ 82.170-82.184 (commonly known as the “SNAP” program). The United States alleged that Enviro-Safe had marketed and sold flammable hydrocarbon refrigerants as direct replacements for ozone-depleting substances without providing the requisite information to EPA regarding such products. In resolving the United States’ claims against Enviro-Safe, the proposed Decree requires a payment of \$300,000 in civil penalty and imposes various restrictions on Enviro-Safe’s future marketing activities to compel compliance with both the specific language and underlying intent of the SNAP regulations.

The publication of this notice opens a period for public comment on the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Enviro-Safe Refrigerants, Inc.*, D.J. Ref. No. 90-5-2-1-11014. All comments must be submitted no later than 30 days after the publication date of this notice. Comments may be submitted either by e-mail or by mail:

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| <i>To submit comments:</i> | <i>Send them to:</i> |
| By e-mail | pubcomment-ees.enrd@usdoj.gov |
| By mail | Assistant Attorney General U.S. DOJ - ENRD P.O. Box 7611 Washington, D.C. 20044-7611 |

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <http://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to:

Consent Decree Library
U.S. DOJ - ENRD
P.O. Box 7611
Washington, D.C. 20044-7611

Please enclose a check or money order for \$9.50 (25 cents per page reproduction cost) payable to the United States Treasury. For a paper copy without the exhibits and signature pages, the cost is \$6.25.

Randall M. Stone,
Acting Assistant Section Chief,
Environmental Enforcement Section,
Environment and Natural Resources Division.